

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

**IN RE:**

**WELLS SOLAR & ELECTRICAL  
SERVICES, LLC**

*Debtor.*

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**CASE NO. 24-10193  
(Chapter 11)**

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**MR. AND MRS. KOONCE'S  
OBJECTION TO CONFIRMATION OF DEBTOR'S  
PLAN TO REORGANIZE UNDER CHAPTER 11**

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TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

Creditors Rebecca “Becky” Koonce and Ben “Benny” Koonce (“Mr. and Mrs. Koonce”) hereby file this Objection to Confirmation of Debtor Wells Solar & Electrical Services, LLC (“Wells Solar”)’s Plan to Reorganize Under Chapter 11, which was filed on May 28, 2024, (hereinafter, this “Objection”). In support of this Objection, Mr. and Mrs. Koonce respectfully show as follows:

1. Mr. and Mrs. Koonce concur with and join in the objection filed by Attorney David Ritter on behalf of other certain deposit claim creditors (Document 91) and incorporate the same herein by reference.

2. Similarly, Mr. and Mrs. Koonce are deposit claim creditors under both Class 8 and Class 11 of the Plan. On July 9, 2024, Mr. and Mrs. Koonce collectively completed and submitted two (2) ballots rejecting the Plan under both Class 8 and Class 11. However, it was not clear from Debtor’s letter and instructions whether Mr. and Mrs. Koonce were required to submit their ballots collectively (i.e., two (2)

ballots or four (4) ballots). While they received two (2) copies of the Plan, there was only one (1) ballot attached to each copy. To the extent that they were entitled to four (4) votes, Mr. and Mrs. Koonce agree that the voting procedures were unfair and confusing and respectfully request that their additional two (2) votes to reject the Plan be considered.

3. This case has been flagrant with bad faith since its beginning, and Debtor's request for a temporary injunction lasting up to five (5) years only highlights the true intent behind its resort to this Court. The individual owners of Debtor should not be able to escape their personal liability for their own bad acts due to the financial status of their company – over which they had full control. Justice should not be delayed for the deposit claim creditors in this case. Having to wait five (5) years, even if the statute of limitations is tolled, is substantially prejudicial. By that time, the value of the claims will have most likely decreased, and any dollar amount they *may* see from this Plan does not include interest.

**WHEREFORE**, Rebecca “Becky” Koonce and Ben “Benny” Koonce respectfully pray that the Court sustain its objection and deny confirmation of the Plan, and that they may have such other and further relief as is proper.

Dated: July 10, 2024

Respectfully Submitted,

**VBPENA LAW, PLLC**  
406 N. Lee St., Ste 103  
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By: /s/ Abigail Ventress

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**ATTORNEY FOR REBECCA “BECKY”  
KOONCE AND BEN “BENNY” KOONCE**

**CERTIFICATE OF SERVICE**

I certify that I served this document through this Court's ECF system, and on the following parties by mail, on July 10, 2024.

/s/Abigail Ventress  
Abigail Ventress

Wells Solar & Electrical Services, LLC 24-10193  
Limited Service List

**Cloudfund LLC (Delta)**  
400 Rella Blvd. 165-101  
Suffern, NY 10901

**DE LAGE LANDEN**  
Financial Services, Inc.  
5046 Mainway Unit 1  
Burlington, ON L7L 5Z1,  
Canada

**First Citizen Bank**  
155 Commerce Way  
Portsmouth, NH 03801-3243

**KUBOTA CREDIT  
CORPORATION, USA**  
P.O. Box 2046  
Grapevine, TX 76099

**Retail Capital LLC (Credibly)**  
Credibly 25200 Telegraph  
Road, Suit 350  
Southfield, MI 48033

**South Arlington Industrial,  
LLC**  
c/o Natalie Overbey  
1301 W 7th Street, Suite 141  
Fort Worth, TX 76102

**US SBA Loan**  
Little Rock Commercial Loan  
Servicing Center  
2120 Riverfront Drive, Suite  
100  
Little Rock, AR 72202

**EnFin/Qcells**  
c/o Parsons Behile & Latimer  
201 South Main Street, Suite  
1800  
Salt Lake City, UT 84111

**Rexel**  
Attn: Credit Department  
P.O. Box 766  
Addison, TX 75001-0766

**Vanguard Lease Co.**  
14100 Inwood Road  
Dallas, TX 75244

**Sunnova Energy Corporation**  
20 Greenway Plaza, Suite 540  
Houston, TX 77046

**American Express**  
P.O. Box 570622  
Atlanta, GA 30357

**Cons. Elec. Distributors, Inc.**  
1033 Meister Lane, Suite 600  
Pflugerville, TX 78660

**Intuit**  
2800 E. Commerce Center  
Place  
Tucson, AZ 85706

**Wells Fargo Commercial  
Banking**  
600 S 4th Street, Floor 13  
Minneapolis, MN 55415-1526

**Quick Roofing LLC**  
925 E Kennedale Pkwy  
Kennedale, TX 76060

**Annie Nelson**  
1100 Bee Creek Road  
Spicewood, TX 78669

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Vanlandingham**  
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Koppert, TX 76652

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2237 Quenby Street  
Houston, TX 77005

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Dallas, TX 75243

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10730 Rose Bud Court  
McKinney, TX 75072

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Oakland, CA 94607

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11109 Sea Hero Lane  
Austin, TX 78748

**Capital One**  
P.O. Box 60519  
City of Industry, CA 91716-  
0519

**Internal Revenue Service**  
Centralized Insolvency Office  
P.O. Box 7346  
Philadelphia, PA 19101-7346

**Texas Comptroller**  
Bankruptcy Section  
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